Attorney Docket No. ETH-5089

## DECLARATION AND POWER OF ATTORNEY

As a below-named inv	entor, I hereby declare that:	(Patent, )	Design or C-I-P App	olication)			
I believe I am the origi subject matter which is	ice address and citizenship a nal, first and sole inventor (i s claimed and for which a pat pecification of which	f only one name i	s listed below) or an origi	nal, first an ARMED SU	d joint inventor (if TURE WITH ADH	plural names are stated below) of th ESIVELY ATTACHED SURGICA!	
X is atta was fi	ched hereto led on	as Application S	Serial No.	and wa	s amended on		
						(if applicable) lended by any amendment referred t	
I acknowledge the duty I hereby claim foreign p International applicati	on which designated at least (	i.C. §119(a)-(d) one country other ate, or PCT Inte	r §365(b) of any foreign a r than the United States, i rnational application hav	pplication(s listed below ving a filing	) for patent or inven	tor's certificate, or §365(a) of any PC' ified below, by checking the box, an' the application on which priority i	
			PRIOR FOREIGN APPLICATIO				
COUNTRY		APPLICATION NO.		DATE OF FILING (day, month, year)		PRIORITY CLAIMED UNDER 35 U.S.C. 119	
		<del>                                     </del>				YES NO	
LISTING OF FOREIG	N APPLICATIONS CONT	NUED ON PAG	E 2 HEREOF: YES	NO <u>X</u>		YES_ NO	
I hereby claim the bene	efit under 35 U.S.C. §119(e) (	f any United Sta	tes provisional applicatio	n(s) listed b	elow.		
(A	Application Serial No.)		(Filing Date)				
(A	Application Serial No.)		(Filing Date)				
hereby claim the bene	fit under 35 U.S.C. §120 of ar	y United States s	application(s), or 8365(c)	of any PCT	International appli	cation designating the United States	
isted below and, insora application in the mann	r as the subject matter of eac er provided by the first page	h of the claims of of 35 U.S.C. §112	f this application is not di 2, I acknowledge the duty	sclosed in tl to disclose n	ne prior United Stat naterial information	tes application or PCT International	
Decame available betwe	en the filing date of the prior	application and	the national or PCT inte	rnational fi	ling date of this ap	olication:	
Application Serial No.)	)	(Filing Dat	(Filing Date)		(Status: patente	(Status: patented, pending, abandoned)	
Application Serial No.) OWER OF ATTORN		(Filing Date	e) e following attorney(s) an	d/or agent(s	(Status: patente	d, pending, abandoned) pplication and transact all business in	
RALPH W. SELITT	ark Office connected therewi O, JR., Reg. No. 26,996; PAU	th. JL F. SWIFT, Re	g. No. 34,938; JOHN K.			M. CHOKSHI, Reg. No. 44,080;	
JOSEPH AGUSTING	O, Reg. No. 51,191; and WIL	LIAM SMITH,	Reg. No. 46,459.	Ť			
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Full Name of Inventor #3	Last Name:		First Name:		Middle N	Middle Name:	
Residence & Citizenship	City:		State or Foreign Country:		Country	Country of Citizenship:	
Post Office Address	Post Office Address:		City:		State or C	State or Country and Zip Code:	
	ORS CONTINUED ON PAG		<del></del>		<u>*</u>		
THE PROPERTY OF STREET	enis mere inage mill lue knot	viedge that willfu	il false statements and the	like to made	a ara nunichahla bu i	d belief are believed to be true; and fine or imprisonment, or both, under ation or any patent issuing thereon.	
Signature of Wentor	^		Signature of Inventor #2		Signature of Inventor #3		
Date: // NOVE	MBER 2003	Date:			Date		